

**CITY OF CENTENNIAL,
COLORADO**

ORDINANCE NO. 2015-O-03

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
CENTENNIAL, COLORADO ANNEXING CERTAIN TERRITORY TO
THE CITY KNOWN AS THE PANORAMA CORPORATE CENTER
ANNEXATION**

WHEREAS, the real property generally described as the Panorama Corporate Center Annexation, consisting of a total of 54.68 acres more or less, and which is more particularly described in **Exhibit A** attached hereto (hereinafter, the "Property"), is located in an unincorporated area of Arapahoe County, Colorado; and

WHEREAS, the City Council finds that, pursuant to the findings set forth in Resolution No. 2015-R-04:

- That the Property meets the applicable requirements of Section 30 of Article II of the Colo. Constitution and §§ 31-12-104 and 31-12-105, C.R.S., and is eligible for annexation to the City of Centennial;
- That an election is not required under the applicable requirements of Section 30(1)(a) of Article II of the Colo. Constitution and § 31-12-107(2), C.R.S.; and
- That no additional terms or conditions are imposed which would require an election under § 31-12-112(1), C.R.S.

WHEREAS, the City Council held a duly noticed public hearing to consider annexation of the Property, notice of which was duly published in accordance with the requirements set forth in Section 31-12-108(2), C.R.S.; and

WHEREAS, annexation of the Property will not result in detachment of any area from any school district and the attachment of the same to another school district; and

WHEREAS, annexation proceedings to annex the Property have not commenced for annexation of all or part of the Property to another municipality; and

WHEREAS, the City Council finds that it is in the best interests of the City to annex the Property to the City; and

WHEREAS, approval of this Ordinance on first reading is intended only to confirm that the City Council desires to comply with state law by setting a public hearing in order to provide the property owner/petitioner and the public an opportunity to present testimony and evidence regarding the proposed annexation. Approval of this Ordinance on first reading does not constitute a representation that the City Council, or any member of the City Council, supports,

approves, rejects, or denies annexation of the Property.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CENTENNIAL, COLORADO, ORDAINS:

Section 1. Recitals Incorporated. The recitals contained above are incorporated herein by reference and are adopted as findings and determinations of the City Council.

Section 2. Annexation of Property Approved. The Property as more particularly described in **Exhibit A** attached hereto is hereby annexed to and included within the corporate limits of the City of Centennial, Colorado, in accordance with law.

Section 3. Direction to City Staff. The City Council hereby directs Staff to complete all necessary procedures required for annexation of said Property to the City including: (1) filing for recording three certified copies of this Annexation Ordinance and the map of the annexed Property containing a legal description of the Property annexed hereby ("Annexation Map") with the Arapahoe County Clerk and Recorder, and (2) filing the original of this Annexation Ordinance together with a copy of the Annexation Map with the City Clerk of the City of Centennial, Colorado.

Section 4. Severability. Should any one or more sections or provisions of this Ordinance be judicially determined invalid or unenforceable, such judgment shall not affect, impair or invalidate the remaining provisions of this Ordinance, the intention being that the various sections and provisions are severable.

Section 5. Repeal. Any and all ordinances or codes or parts thereof in conflict or inconsistent herewith are, to the extent of such conflict or inconsistency, hereby repealed; provided, however, that the repeal of any such ordinance or code or part thereof shall not revive any other section or part of any ordinance or code heretofore repealed or superseded and this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the effective date of this Ordinance.

Section 6. Effective Date. Except as otherwise expressly provided herein, the provisions of this Ordinance shall become effective thirty (30) days after publication following final passage.

INTRODUCED, READ, AND ORDERED PUBLISHED BY THE CITY COUNCIL OF THE CITY OF CENTENNIAL, COLORADO, UPON A MOTION DULY MADE, SECONDED AND PASSED AT ITS REGULAR MEETING HELD ON THE ____ DAY OF _____, 2015.

CITY OF CENTENNIAL

By: _____
Cathy A. Noon, Mayor

Approved as to Form:

For City Attorney's Office

I hereby certify that the above Ordinance was introduced to the City Council of the City of Centennial at its meeting of _____, 2015 and ordered published one time by title only in *The Villager* newspaper on _____, 2015, and in full on the City web site in accordance with Section 2-1-110 of the Municipal Code.

ATTEST:

SEAL

By: _____
City Clerk or Deputy City Clerk

FINALLY ADOPTED, PASSED, APPROVED WITH AMENDMENTS, IF ANY, AND ORDERED PUBLISHED BY TITLE ONLY, IN *THE VILLAGER* NEWSPAPER AND IN FULL ON THE CITY WEB SITE IN ACCORDANCE WITH SECTION 2-1-110 OF THE MUNICIPAL CODE BY THE CITY COUNCIL OF THE CITY OF CENTENNIAL, COLORADO, UPON A MOTION DULY MADE, SECONDED AND PASSED AT ITS MEETING HELD ON THE ____ DAY OF _____, 2015, BY A VOTE OF ____ IN FAVOR AND ____ AGAINST.

CITY OF CENTENNIAL

By: _____
Cathy A. Noon, Mayor

I hereby certify that the above Ordinance was finally adopted by the City Council of the City of Centennial at its meeting of _____, 2015, and ordered published by title only, one time by *The Villager* newspaper on _____, 2015 and in full on the City web site in accordance with Section 2-1-110 of the Municipal Code.

ATTEST:

SEAL

By: _____
City Clerk or Deputy City Clerk

Published in full on the City of Centennial website, www.centennialcolorado.com, on Friday, January 30, 2015.

/s/ Barbara Setterlind, CMC, City Clerk

Exhibit A

(Legal description of Property – Panorama Corporate Center Annexation)

(AREA TO BE ANNEXED TO CITY OF CENTENNIAL)

PARCEL ONE: INTENTIONALLY OMITTED.

PARCEL TWO:

LOT 1, BLOCK 1, FINAL PLAT FOR MARRIOTT HOTEL AT PANORAMA OFFICE PARK IV, LOT 1, AS PER THE PLAT RECORDED MAY 14, 1987 AT RECEPTION NO. 2836235 IN PLAT BOOK 95 AT PAGE 19, EXCEPTING THEREFROM THOSE PORTIONS AS CONVEYED TO THE COUNTY OF ARAPAHOE IN DEEDS RECORDED OCTOBER 31, 1997 AT RECEPTION NOS. A7137844, A7137845 AND A7137846, AND RECORDED SEPTEMBER 12, 2000 AT RECEPTION NO. B0116646, COUNTY OF ARAPAHOE, STATE OF COLORADO.

PARCEL THREE:

LOT 1, BLOCK 1, PANORAMA CORPORATE CENTER, AS PER THE PLAT RECORDED FEBRUARY 2, 1996 AT RECEPTION NO. A6013535 IN PLAT BOOK 126 AT PAGE 56, COUNTY OF ARAPAHOE, STATE OF COLORADO.

PARCEL FOUR:

LOT 2, BLOCK 1, PANORAMA CORPORATE CENTER, AS PER THE PLAT RECORDED FEBRUARY 2, 1996 AT RECEPTION NO. A6013535 IN PLAT BOOK 126 AT PAGE 56, COUNTY OF ARAPAHOE, STATE OF COLORADO.

PARCEL FIVE:

LOT 2, BLOCK 1, PANORAMA OFFICE PARK VIII, AS PER THE PLAT RECORDED AUGUST 15, 1996 AT RECEPTION NO. A6106172 IN PLAT BOOK 130 AT PAGE 62, COUNTY OF ARAPAHOE, STATE OF COLORADO.

PARCEL SIX:

LOT 2, PANORAMA CORPORATE CENTER FILING NO. 2, AS PER THE PLAT RECORDED APRIL 15, 1998 AT RECEPTION NO. A8054720 IN PLAT BOOK 148 AT PAGE 16, COUNTY OF ARAPAHOE, STATE OF COLORADO.

PARCEL SEVEN: INTENTIONALLY OMITTED.

PARCEL EIGHT:

LOT 1, PANORAMA CORPORATE CENTER FILING NO. 4, AS PER THE PLAT RECORDED JULY 3, 2002 AT RECEPTION NO. B2121273 IN PLAT BOOK 222 AT PAGE 80, COUNTY OF ARAPAHOE, STATE OF COLORADO.

PARCEL NINE:

LOT 2, PANORAMA CORPORATE CENTER FILING NO. 4, AS PER THE PLAT RECORDED JULY 3, 2002 AT RECEPTION NO. B2121273 IN PLAT BOOK 222 AT PAGE 80, COUNTY OF ARAPAHOE, STATE OF COLORADO.

PARCEL TEN:

LOT 2, PANORAMA CORPORATE CENTER FILING NO. 5, AS PER THE PLAT RECORDED SEPTEMBER 15, 2004 AT RECEPTION NO. B4164471 IN PLAT BOOK 271 AT PAGE 47, COUNTY OF ARAPAHOE, STATE OF COLORADO.

PARCEL ELEVEN:

LOT 1, PANORAMA CORPORATE CENTER SOUTH, AS PER THE PLAT RECORDED OCTOBER 12, 2000 AT RECEPTION NO. B0131889 IN PLAT BOOK 186 AT PAGES 65-66, COUNTY OF ARAPAHOE, STATE OF COLORADO.

AND TOGETHER WITH THE FOLLOWING PLATTED STREETS OR RIGHTS-OF-WAY:

THOSE PORTIONS OF RIGHTS-OF-WAY AS CONVEYED TO THE COUNTY OF ARAPAHOE IN DEEDS RECORDED OCTOBER 31, 1997 AT RECEPTION NOS. A7137844, A7137845 AND A7137846, AND RECORDED SEPTEMBER 12, 2000 AT RECEPTION NO. B0116646, COUNTY OF ARAPAHOE, STATE OF COLORADO.

ALONG WITH THAT PORTION OF EAST PANORAMA CIRCLE WITHIN THE NORTHWEST QUARTER OF SECTION 34, TOWNSHIP 5 SOUTH, RANGE 67 WEST, BEING MORE PARTICULARLY DESCRIBED AS ALL OF EAST PANORAMA CIRCLE DEDICATED TO ARAPAHOE COUNTY BY THE FINAL PLAT FOR PANORAMA CORPORATE CENTER SOUTH, RECORDED OCTOBER 12, 2000 AT RECEPTION NO. B0131889 IN PLAT BOOK 186 AT PAGES 65-66, ALSO FORMERLY DESCRIBED IN THAT DOCUMENT RECORDED AT RECEPTION NO. A8073315, COUNTY OF ARAPAHOE, STATE OF COLORADO.